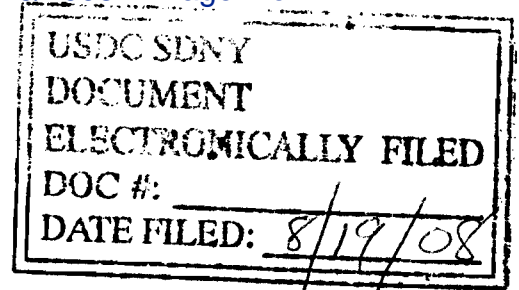


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



-----X

JOSEPH FIERRO

Plaintiff,

- against -

City of NY et al.

Defendant(s).

SCHEDULING ORDER

08 Civ. 5329(SAS)

07 Civ. 11214(SAS)

Conference Date: 8/18/08

-----X

SHIRA A. SCHEINDLIN, U.S.D.J.:

WHEREAS, the Court issued an Order for a Conference in accordance with Fed. R. Civ. P. 16(b) on July 30, 2008 (the "Order"); and

WHEREAS, the Order requires that the parties jointly prepare and sign a proposed scheduling order containing certain information;

NOW, THEREFORE, the parties hereby submit the following information as required by the Order:

- (1) the date of the conference and the appearances for the parties;
- (2) a concise statement of the issues as they then appear;  
*Title VII, due process, breach of contract, tortious interference w/ contractual relations*
- (3) a schedule including:
  - (a) the names of persons to be deposed and a schedule of planned depositions;  
*the parties and several non-parties - by 3/30/09*
  - (b) a schedule for the production of documents;  
*initial disclosures by 9/19/08 responses to interrogatories and document requests - 11/25/08*
  - (c) dates by which (i) each expert's reports will be supplied to the adverse side and (ii) each expert's deposition will be completed;  
*experts' reports - 4/13/09 experts' deposition - 5/29/09*
  - (d) time when discovery is to be completed;

*5/29/09*

(e) the date by which plaintiff will supply its pre-trial order matters to defendant;

*7/13/07*

(f) the date by which the parties will submit a pre-trial order in a form conforming with the Court's instructions together with trial briefs and either (1) proposed findings of fact and conclusions of law for a non-jury trial, or (2) proposed voir dire questions and proposed jury instructions, for a jury trial; and

*8/12/07*

(g) a space for the date for a final pre-trial conference pursuant to Fed. R. Civ. P. 16(d), to be filled in by the Court at the conference.

*April 6 at 4:30*

(leave blank)

(4) a statement of any limitations to be placed on discovery, including any protective or confidentiality orders;

*Plaintiff's medical records will be subjected to confidentiality*

(5) a statement of those discovery issues, if any, on which counsel, after a good faith effort, were unable to reach an agreement;

(6) anticipated fields of expert testimony, if any;

*Plaintiff's experts will be on emotional and psychological injuries and economic damages.*

(7) anticipated length of trial and whether to court or jury;

*5 days to jury*

(8) a statement that the Scheduling Order may be altered or amended only on a showing of good cause not foreseeable at the time of the conference of when justice so requires;

(9) names, addresses, phone numbers and signatures of counsel;

*Kathy Polius*  
~~Anthony C. Ofodile, Esq.~~ + Kathy A. Polius, Esq., Ofodile + Associates,  
P.C., 448 Atlantic Avenue, Brooklyn, NY 11217, 718-852-8300

Jamie Zinaman, 100 Church St Rm 2-111 NY NY 10007 212-788-0887  
NYC Law Department - 2

SO ORDERED:

*Shira A. Scheindlin*  
SHIRA A. SCHEINDLIN  
U.S.D.J.

*8/18/08*